



Journal of the House

State of Indiana

114th General Assembly

Second Regular Session

Twenty-sixth Meeting Day

Monday Morning

March 6, 2006

The House convened at 10:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative F. Dale Grubb.

The Speaker ordered the roll of the House to be called:

Aguilera	Koch
Austin	Kromkowski
Avery	Kuzman
Ayres	L. Lawson
Bardon	Lehe
Bauer	Leonard
Behning	J. Lutz
Bell	Mahern
Bischoff	Mays ☐
Borders	McClain
Borror	Messer
C. Bottorff	Micon
Bright	Moses
C. Brown	Murphy
T. Brown	Neese
Buck	Noe
Budak ☐	Orentlicher
Buell	Oxley
Burton	Pelath
Cheney	Pflum
Cherry	Pierce ☐
Cochran	Pond
Crawford	Porter
Crooks	Reske
Crouch	Richardson
Davis	Ripley
Day	Robertson
Denbo	Ruppel
Dickinson	Saunders
Dobis	J. Smith ☐
Dodge	V. Smith
Duncan ☐	Stevenson ☐
Dvorak	Stilwell
Espich	Stutzman ☐
Foley	Summers
Friend	Thomas
Frizzell	Thompson
Fry ☐	Tincher
GiaQuinta ☐	Torr
Goodin	Turner
Grubb	Tyler
Gutwein	Ulmer
E. Harris	VanHaaften
T. Harris	Walorski
Heim	Welch
Hinkle	Whetstone
Hoffman	Wolkins
Hoy	Woodruff
Kersey	Yount ☐
Klinker	Mr. Speaker

Roll Call 377: 90 present; 10 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

The House stood for a moment of silence in memory of Sgt. Rickey Jones of Kokomo, who was died in Iraq.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bills 1099, 1101, 1114, 1214, 1220, 1227, 1235, 1239, 1257, 1259, 1261, 1281, 1285, 1306, 1315, 1329, 1338, 1362, 1397, 1418, and 1420 with amendments and the same are herewith returned to the House for concurrence.

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1314 and 1339 and the same are herewith returned to the House.

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 1 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: M. Young, Chair; and Breaux

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 202 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Riegsecker, Chair; and Sipes

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 305 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: M. Young, Chair; and Rogers

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 340 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Wyss, Chair; and Rogers

MARY C. MENDEL

Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 345 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Meeks, Chair; and Simpson
Advisors: Hume and Miller

MARY C. MENDEL
Principal Secretary of the Senate

ENROLLED ACTS SIGNED

The Speaker announced that he had signed House Enrolled Acts 1023, 1049, 1065, 1103, 1107, 1134, 1234, 1249, 1286, 1299, and 1331 and Senate Enrolled Act 5 on March 2.

The Speaker announced that he had signed Senate Enrolled Acts 232, 236, 246, 277, 332, 373, and 384 on March 3.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 61

Representative Foley introduced House Concurrent Resolution 61:

A CONCURRENT RESOLUTION honoring the Martinsville High School Academic Decathlon team.

Whereas, The Martinsville High School Academic Decathlon team captured its ninth straight state large school division title during the state competition held at Purdue University on February 10 and 11, 2006;

Whereas, Martinsville High School's margin of victory was 6,940 points, the largest margin of victory for the decathlon squad;

Whereas, In addition to its overall first place, the squad earned a first place in each competitive area, including art, economics, essay, interview, language and literature, math, music, speech, science, and Super Quiz;

Whereas, Katie Hammitt won gold in music, art, and Super Quiz, silver in overall individual, bronze in language and literature; Amanda Schoolcraft won gold in Super Quiz, silver in language and literature, and bronze in speech; Morgan Ward won gold in speech and Super Quiz; Bryan Dawson won gold in Super Quiz, bronze in speech and essay; Evan Kirsch won gold in Super Quiz, silver in music, art, and literature and language, bronze in overall individual, math, science, and economics; Andrew Lane won gold in overall individual, music, art, math, science, and Super Quiz, silver in economics, bronze in interview and language and literature; Travis Barnett won gold in math, essay, economics, and Super Quiz, silver in overall individual, music, art, science, and language and literature, bronze in speech; Kyle Purdue won gold in overall individual, music, speech, language and literature, and Super Quiz, silver in interview, math, and economics, bronze in art, science, and essay; Caitlin Thompson won gold in art, interview, science, and Super Quiz, bronze in overall individual, music, and economics;

Whereas, With this state championship, Martinsville High School has earned 18 state titles in events sponsored by the Indiana Association of School Principals, the most in the state;

Whereas, The Martinsville team will represent its school at the national competition to be held in San Antonio, Texas;

Whereas, Coach Wayne Babbitt emphasizes that, even though individuals have accomplished great things, the championship was a total team effort;

Whereas, Coach Babbitt also stressed that, in addition to the honor of winning, the value of the Academic Decathlon is that it prepares the participants for college and life by emphasizing good study skills and exposing students to new subjects; and

Whereas, This state title is a continuation of the long line of successes achieved by the Martinsville High School academic teams: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly wishes to congratulate the Martinsville High School Academic Decathlon Team for capturing the state championship for the large school division in the Hoosier Academic Decathlon state championship for the ninth consecutive year and to wish the students continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit copies of this resolution to team members Amanda Schoolcraft, Bryan Dawson, Katie Hammitt, Kyle Purdue, Morgan Ward, Caitlin Thompson, Andy Lane, Evan Kirsch, and Travis Barnett, coach Wayne Babbitt, and Don Alkire, principal of Martinsville High School.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Bray.

House Resolution 43

Representatives Crouch and Avery introduced House Resolution 43:

A HOUSE RESOLUTION recognizing Girls in Bloom.

Whereas, Girls in Bloom is a day of art, writing, music, and dance for 5th through 8th grade girls and their parents or guardians;

Whereas, It is during this time of their development that young girls are searching for themselves and are faced with many challenges;

Whereas, The girls who attend Girls in Bloom are encouraged to find ways to help everyone become aware of the challenges faced by adolescent girls today;

Whereas, In the previous two years of the event, many of the participants have come away from the event feeling empowered and able to use their talents to express themselves in a positive way; and

Whereas, Girls in Bloom was created to help girls recognize their talents and establish and reach their goals: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives wishes to recognize the service Girls in Bloom provides to young girls struggling to find their strengths, develop their talents, and establish self esteem.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Patty Avery, director of Girls in Bloom.

The resolution was read a first time and adopted by voice vote.

Representative Stevenson, who had been excused, was present.

House Resolution 44

Representatives Richardson and Grubb introduced House Resolution 44:

A HOUSE RESOLUTION honoring those who have served as legislative interns for the Indiana House of Representatives during the Second Regular Session of the 114th General Assembly.

Whereas, The following have served as legislative interns for the Republican Caucus of the House of Representatives during the Second Regular Session of the 114th General Assembly: Brad Battin, Tyler Campbell, Christiana Cushing, Lindsey Dils, Ashley Gibson, Bethany Gosewehr, Christopher Hons, Lindsay Jancek, Kallie Kiger, Kellie Kitson, Valerie Kroeger, Mary Leitelt, Lisa Menck, Ashlee Moenning, Jonathan Moore, Christopher Neal, Kim Ottilie, Taylor Polachek, Lindy Rider, Russell Silver, Jenni Smith, Brian Spaulding, Noelle Stock, Dustin Walker, and Veronica Wilson;

Whereas, The following have served as legislative interns for the Democrat Caucus of the House of Representatives during the Second Regular Session of the 114th General Assembly: Ken Anderson,

Brandon Beeler, Brianne Bergeman, Greg Budney, Kavish Burney, Thomas Cook, Regina Dillard, Nicole Drummond, Dan Faust, Amir D. Hayat, Roxie Hornback, Elizabeth Kesling, Rodney Pol, Will Robertson, Jared Sloane, Michael Smith, Josh Stigdon, Nicole Stipp, Nicholas Uriocholi, and Latishea Varnesdeed;

Whereas, The work of the legislative interns is vital to the success of each session of the General Assembly;

Whereas, The members of the House of Representatives wish to express their gratitude to those individuals who have participated in the valuable experience of both the Republican and Democrat internship programs;

Whereas, The legislative interns serving in 2006 represent the best and brightest future leaders of Indiana;

Whereas, Many past legislative interns have gone on to achieve significant personal, academic, political, and professional goals; and

Whereas, The 2006 legislative intern class contains outstanding young leaders who will make a very positive contribution to Indiana in the years to come: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives recognizes the important contributions of the individuals who are serving as legislative interns with the House of Representatives during the Second Regular Session of the 114th General Assembly.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to each legislative intern.

The resolution was read a first time and adopted by voice vote.

Gale Y. Given, President of the Great Lakes Region of Verizon presented the 2006 awards to Brian Spaulding, Republican Intern of the Year, and Brianne Bergeman, Democrat Intern of the Year.

RESOLUTIONS ON SECOND READING

House Concurrent Resolution 49

The Speaker handed down on its passage House Concurrent Resolution 49, authored by Representatives Buell and Kromkowski:

A CONCURRENT RESOLUTION urging the legislative council to direct the pension management oversight commission to study the factors used to compute public employees' pensions.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Harrison.

House Concurrent Resolution 56

The Speaker handed down on its passage House Concurrent Resolution 56, authored by Representative Woodruff:

A CONCURRENT RESOLUTION urging the Indiana department of transportation to rename the bridge on State Road 241 over Kessinger Ditch in Knox County the Bud Reitmeyer Bridge.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Waterman.

House Concurrent Resolution 58

The Speaker handed down on its passage House Concurrent Resolution 58, authored by Representatives Buck and Turner:

A CONCURRENT RESOLUTION urging the Indiana department of transportation to rename State Road 28 from US 31 east through Tipton, Indiana, the Richard Regnier Memorial Highway.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator Drozda.

House Resolution 13

The Speaker handed down on its passage House Resolution 13, introduced by Representative Richardson:

A HOUSE RESOLUTION urging the establishment of an interim study committee on park issues.

The resolution was read a second time and adopted by voice vote.

House Resolution 23

The Speaker handed down on its passage House Resolution 23, introduced by Representatives J. Lutz and Crooks:

A HOUSE RESOLUTION urging the legislative council to assign the issue of renewable energy development to the regulatory flexibility committee.

The resolution was read a second time and adopted by voice vote.

Senate Concurrent Resolution 25

The Speaker handed down on its passage Senate Concurrent Resolution 25, sponsored by Representatives Gutwein, Ayres, and Budak:

A CONCURRENT RESOLUTION urging the Indiana Department of Transportation to rename State Road 10 between Wheatfield and Demotte in honor of Trooper Scott A. Patrick.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Representative Mays, who had been excused, was present.

MOTIONS TO DISSENT FROM SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1008 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BORROR

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1016 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

AYRES

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1029 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BUELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1056 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

DUNCAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1099 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

FRIZZELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1158 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

RICHARDSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1172 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

T. HARRIS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1176 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

WOODRUFF

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1235 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

RUPPEL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1315 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

THOMPSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1323 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

DODGE

Motion prevailed.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 3:20 p.m. with the Speaker in the Chair.

Representatives Budak, Duncan, Fry, Pierce, J. Smith, and Yount, who had been excused, were present.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 87 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Jackman, Chair; and R. Young

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 117 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Gard, Chair; and Breaux

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 172 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Lubbers, Chair; and Rogers
Advisors: Delph and Sipes

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 266 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Miller, Chair; and Sipes

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 321 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Kruse, Chair; and Craycraft

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 333 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Dillon, Chair; and Broden

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 59 and 61 and the same are herewith returned to the House.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 48 and the same is herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

CONFEREES AND ADVISORS APPOINTED

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed House Bills (the Representative listed first is the Chair):

EHB 1001	Conferees: Espich and Crawford Advisors: Turner, Buell, Klinker, Kersey
EHB 1008	Conferees: Borrer and Bauer Advisors: Woodruff, McClain, Duncan, Moses, VanHaaften
EHB 1010	Conferees: Wolkins and Dvorak Advisors: Foley, Cherry, VanHaaften
EHB 1016	Conferees: Ayres and Cheney Advisor: Ulmer
EHB 1025	Conferees: J. Smith and Klinker Advisors: Koch and T. Brown
EHB 1029	Conferees: Buell and Klinker Advisors: Bright and Orentlicher
EHB 1056	Conferees: Duncan and Mays Advisor: Wolkins
EHB 1102	Conferees: Ayres and Stevenson Advisors: Hinkle and Thompson
EHB 1110	Conferees: T. Brown and Pierce Advisors: Heim and Micon
EHB 1117	Conferees: Wolkins and Dvorak Advisors: Heim and Mahern
EHB 1158	Conferees: Richardson and L. Lawson Advisors: Thomas and Kuzman
EHB 1176	Conferees: Woodruff and Bischoff Advisor: Burton
EHB 1240	Conferees: Behning and Porter Advisor: Messer
EHB 1287	Conferees: Duncan and Goodin Advisors: Davis and VanHaaften
EHB 1323	Conferees: Dodge and Moses Advisors: Stutzman and Bell
EHB 1327	Conferees: Espich and Crawford Advisors: Pond, Cochran, Orentlicher
EHB 1353	Conferees: Walorski and Crooks Advisor: Koch
EHB 1380	Conferees: J. Smith and Austin Advisors: T. Harris and Yount
EHB 1392	Conferees: Ripley and Fry Advisors: Borders and Torr

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

ESB 1	Conferees: Buck and Mahern Advisor: Whetstone
ESB 6	Conferees: Foley and Grubb Advisors: Bright and J. Smith
ESB 12	Conferees: Ulmer and Kuzman Advisor: Foley
ESB 41	Conferees: T. Brown and C. Brown Advisor: Crouch
ESB 75	Conferees: Stutzman and Reske Advisor: Woodruff
ESB 77	Conferees: Heim and Stilwell Advisor: Hoffman
ESB 83	Conferees: Torr and Bardon Advisor: Thomas
ESB 106	Conferees: Walorski and Fry Advisors: Davis and Turner
ESB 193	Conferees: Foley and VanHaaften Advisor: Bell

ESB 202	Conferees: T. Brown and C. Brown Advisor: Budak
ESB 258	Conferees: Espich and Kuzman Advisors: Leonard, Turner, Crawford
ESB 284	Conferees: T. Brown and C. Brown Advisor: Duncan
ESB 305	Conferees: Hinkle and Klinker Advisor: Noe
ESB 340	Conferees: Woodruff and Welch Advisors: Torr and Pflum
ESB 345	Conferees: Espich and Cochran Advisors: Turner, Buell, Welch

**MOTIONS TO DISSENT
FROM SENATE AMENDMENTS****HOUSE MOTION**

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1018 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

ROBERTSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1114 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

FOLEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1214 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

DAVIS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1259 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

KOCH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1338 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

T. HARRIS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1362 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BUCK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1420 and that the Speaker

appoint a committee to confer with a like committee from the Senate and report back to the House.

T. BROWN

Motion prevailed.

MOTIONS TO CONCUR IN SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1017.

WELCH

Roll Call 378: yeas 97, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1022.

RUPPEL

Roll Call 379: yeas 90, nays 6. Motion prevailed.

Representatives Bauer and Borror were excused.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1028.

KOCH

Roll Call 380: yeas 81, nays 10. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1097.

FRIZZELL

Roll Call 381: yeas 95, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1106.

CROUCH

Roll Call 382: yeas 94, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1112.

FOLEY

Roll Call 383: yeas 91, nays 2. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1113.

FOLEY

Roll Call 384: yeas 75, nays 20. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1124.

BUCK

Roll Call 385: yeas 95, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1128.

DUNCAN

Roll Call 386: yeas 95, nays 1. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate

amendments to Engrossed House Bill 1156.

RICHARDSON

Roll Call 387: yeas 75, nays 20. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1207.

POND

Roll Call 388: yeas 95, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1232.

AYRES

Roll Call 389: yeas 94, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1236.

RUPPEL

Roll Call 390: yeas 94, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1238.

WELCH

Roll Call 391: yeas 94, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1300.

MAHERN

Roll Call 392: yeas 95, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1395.

BUELL

Representative Porter was excused from voting, pursuant to House Rule 46. Roll Call 393: yeas 94, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1397.

WHETSTONE

Roll Call 394: yeas 96, nays 0. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1418.

AYRES

Roll Call 395: yeas 79, nays 16. Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1347.

MESSER

Roll Call 396: yeas 96, nays 0. Motion prevailed.

Representative Borror, who had been excused, was present.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1368.

NEESE

Representatives Ayres, C. Bottorff, C. Brown, Buell, Cochran,

Crawford, Duncan, Hoffman, Kersey, Klinker, Moses, Pond, Robertson, and Ruppel were excused from voting, pursuant to House Rule 46. Roll Call 397: yeas 79, nays 0. Motion prevailed.

Representative Bauer, who had been excused, was present.

HOUSE MOTION

Mr. Speaker: I move that the House concur in the Senate amendments to Engrossed House Bill 1267.

BORROR

Roll Call 398: yeas 50, nays 47. The motion failed for lack of a constitutional majority.

MOTIONS TO DISSENT FROM SENATE AMENDMENTS

HOUSE MOTION

Mr. Speaker: I move that the motion to concur on Engrossed House Bill 1123 filed March 6, 2006, be withdrawn from further consideration by the House and that the House dissent from the Senate amendments to Engrossed House Bill 1123 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BUDAK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the motion to concur on Engrossed House Bill 1155 filed March 6, 2006, be withdrawn from further consideration by the House and that the House dissent from the Senate amendments to Engrossed House Bill 1155 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BUDAK

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1227 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

BUDAK

Motion prevailed.

RESOLUTIONS ON FIRST READING

House Resolution 45

Representative Hoffman introduced House Resolution 45:

A HOUSE RESOLUTION urging the legislative council to direct the pension management oversight commission to study the military service credit law for retired teachers contained in IC 5-10.4-4-8 (formerly IC 21-6.1-4-6.1).

Whereas, The provisions of IC 5-10.4-4-8 do not apply to retired educators who went directly into military service and completed their service honorably before attending college and becoming public school teachers; and

Whereas, This omission means that many World War II and Korean War veterans are not eligible to count the military service they honorably performed before attending college and becoming public school educators, which is an unfair treatment of these retired teacher veterans: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the legislative council is urged to direct the pension management oversight commission to study the military service credit law for retired teachers contained in IC 5-10.4-4-8 (formerly IC 21-6.1-4-6.1).

SECTION 2. That the committee shall operate under the direction

of the legislative council and that the committee shall issue a final report when directed to do so by the council.

The resolution was read a first time and referred to the Committee on Rules and Legislative Procedures.

House Resolution 46

Representatives Dobis, Aguilera, Cheney, Kuzman, Lehe, Stevenson, C. Brown, E. Harris, Ayres, L. Lawson, and V. Smith introduced House Resolution 46:

A HOUSE RESOLUTION urging the Northwest Indiana Regional Development Authority to begin spending the money allocated to it in HEA 1120-2005 before receiving approval of its strategic plan.

Whereas, The Northwest Indiana Regional Development Authority is charged with accomplishing a variety of projects, including investigating the extension of South Shore passenger rail service to Lowell and Valparaiso, integrating existing bus services, helping to bring the Marquette Plan for the lakeshore to completion, and helping the Gary/Chicago International Airport become a reality;

Whereas, The overall charge given to the Authority is to boost the region's economic development;

Whereas, The Northwest Indiana Regional Development Authority is also charged with developing a strategic plan that will include many of these projects;

Whereas, If the Northwest Indiana Regional Development Authority waits to distribute the money earmarked for the region until the strategic plan has been approved, it will miss a valuable opportunity to jump start the economic development of an area with an economy in need of stimulation;

Whereas, Local money is also needed to compete for federal funds from agencies like the Federal Aviation Administration, the U.S. Environmental Protection Agency, the Federal Transit Administration, and the U.S. Army Corps of Engineers;

Whereas, Competition for federal funds is fierce and Northwest Indiana is at its most critical juncture in 100 years; and

Whereas, In the world of business, plans must be adapted quickly to meet the needs of a changing market: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives urges the Northwest Indiana Regional Development Authority to proceed with spending the money allocated to it in HEA 1120-2005 before receiving approval of its strategic plan.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Governor Mitch Daniels and the Northwest Indiana Regional Development Authority.

The resolution was read a first time and referred to the Committee on Rules and Legislative Procedures.

Senate Concurrent Resolution 48

The Speaker handed down Senate Concurrent Resolution 48, sponsored by Representatives Bauer, Kromkowski, Dvorak, and Fry:

A CONCURRENT RESOLUTION congratulating and honoring the South Bend Silver Hawks Class A Minor League Baseball team for their outstanding 2005 season which culminated in a Midwest League Championship victory.

Whereas, The South Bend team was awarded a Midwest League franchise in 1988 bearing the name of their parent club, the Chicago White Sox;

Whereas, The team was renamed "Silver Hawks" in 1994 in honor of the Studebaker Silver Hawk, which was once manufactured in South Bend;

Whereas, The team's home field is Coveleski Stadium, built in 1987 and named for Stan Coveleski, the Hall of Fame pitcher who once resided in South Bend;

Whereas, The team's record (84-56) was the best in the Midwest League for the season;

Whereas, Manager Mark Haley was named the Midwest League Manager of the Year;

Whereas, Outfielder Carlos Gonzalez was named MWL Prospect of the Year and Most Valuable Player;

Whereas, The team had the best home record (44-26) and the best road record (40-30) in the Midwest League for the 2005 season;

Whereas, The team lead the League in batting (.281), infielder Augie Murillo lead the league in individual runs scored (94), and infielder Cesar Nicolas was the League leader on base percentage (.428);

Whereas, The team won the 2005 Midwest League Championship by beating the Wisconsin Timber Rattlers three games to two in a best of five games series; and

Whereas, The team members include pitchers Ryan Coffin, Matt Elliot, Hipolito Guerrero, Steven Jackson, Chris Kinsey, Koley Kolberg, Ross Ohlendorf, Josh Perrault, Kellen Raab, Mark Rosen, Todd Stein and Esmerling Vasquez; catchers Wilkin Castillo, Orlando Mercado and Allen Mottram; infielders Emilio Bonifacio, Alberto Gonzalez, Billy Lockin, Agustin Murillo, Cesar Nicolas and Mark Reynolds; outfielders Carlos Gonzales, Travis Gullck, Jereme Milons and Brandon Simon; manager Mark Haley, pitching coach Willington Cepeda, hitting coach Tony Dello, trainer Scott Jones, strength and conditioning coach Rick Spenner, executive vice president Erik Haag, and assistant general manager Tim Arseneau: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. The General Assembly congratulates and honors the South Bend Silver Hawks Class A Minor League Baseball team for their outstanding 2005 season which culminated in a Midwest League Championship victory.

SECTION 2. The Secretary of the Senate shall forward a copy of this Resolution to each player, coach, manager and executive of the team.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

RESOLUTIONS ON SECOND READING

House Concurrent Resolution 55

The Speaker handed down on its passage House Concurrent Resolution 55, authored by Representatives Mays and Stutzman:

A CONCURRENT RESOLUTION urging the legislative council to assign to the appropriate committee the topic of department of child services caseworkers carrying nonlethal weapons.

The resolution was read a second time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator C. Lawson.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Wednesday, March 8, 2006 at 9:00 a.m.

WOLKINS

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 260 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Kenley, Chair; and Simpson

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 349 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Waltz, Chair; and Mrvan

MARY C. MENDEL
Principal Secretary of the Senate

ENROLLED ACTS SIGNED

The Speaker announced that he had signed House Enrolled Act 1279 on March 6.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 6:10 p.m. with the Speaker in the Chair.

CONFEREES AND ADVISORS APPOINTED

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed House Bills (the Representative listed first is the Chair):

EHB 1018	Conferees:	J. Lutz and Robertson
	Advisors:	Wolkins and Oxley
EHB 1099	Conferees:	Frizzell and Crooks
	Advisors:	Bell, Stutzman, C. Brown
EHB 1114	Conferees:	Foley and VanHaaften
	Advisor:	Neese
EHB 1123	Conferees:	Budak and L. Lawson
	Advisor:	Crouch
EHB 1155	Conferees:	Budak and Bardon
	Advisors:	J. Smith and Foley
EHB 1172	Conferees:	T. Harris and E. Harris
	Advisors:	Bell and Turner
EHB 1214	Conferees:	Davis and Pelath
	Advisors:	Saunders and Bardon
EHB 1227	Conferees:	Budak and Kromkowski
	Advisor:	Buell
EHB 1235	Conferees:	Ruppel and Welch
	Advisors:	Noe, Duncan, Tincher
EHB 1259	Conferees:	Koch and Crooks
	Advisors:	Bright, Denbo, Welch
EHB 1315	Conferees:	Thompson and Hoy
	Advisors:	Frizzell and Tyler
EHB 1338	Conferees:	T. Harris and Porter
	Advisors:	Noe and Stilwell
EHB 1362	Conferees:	Buck and Mahern
	Advisor:	Whetstone
EHB 1420	Conferees:	T. Brown and Cheney
	Advisors:	Dodge and C. Brown

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

ESB 87	Conferees:	Gutwein and Grubb
	Advisors:	Yount and Friend
ESB 117	Conferees:	T. Brown and Cheney
	Advisors:	Leonard and Pierce
ESB 172	Conferees:	Behning and Porter
	Advisor:	Messer
ESB 266	Conferees:	Lehe and C. Brown
	Advisor:	T. Brown

ESB 321 Conferees: Torr and Stilwell
Advisors: Leonard and Kromkowski

ESB 333 Conferees: T. Harris and Oxley
Advisors: Thompson and Crooks

ESB 349 Conferees: Burton and Mahern
Advisors: Ripley and Fry

Conferees: Meeks and Howard
Advisors: Hershman, Wyss, Rogers, Hume

MARY C. MENDEL
Principal Secretary of the Senate

On the motion of Representative Kuzman, the House adjourned at 6:15 p.m., this sixth day of March, 2006, until Wednesday, March 8, 2006, at 9:00 a.m.

OTHER BUSINESS ON THE SPEAKER'S TABLE

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the President Pro Tempore of the Senate has appointed the following Senators a conference committee to confer on Engrossed House Bill 1008:

BRIAN C. BOSMA
Speaker of the House of Representatives

M. CAROLINE SPOTTS
Principal Clerk of the House of Representatives